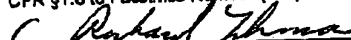


U.S. Patent Application  
Dkt No. 088.000426.US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

I certify that this letter is being facsimile transmitted to  
the United States Patent and Trademark Office in accordance with 37  
CFR §1.8 to Facsimile Number (703)308-5077 on March 2, 2005

  
C. Richard Lohman, Esq. Reg. No. 48,878

Applicant: TOFANI, Santi

Examiner: Nguyen, Quang

Serial No: 09/720,549

Group Art Unit: 1636

Filing Date: December 22, 2000

For: APPARATUS AND METHOD FOR INTERFERING WITH PATHOLOGICAL  
CELLS SURVIVAL PROCESSES

Customer No. 24041  
Confirmation No. 3360

**REQUEST FOR REFUND**

Mail Stop 16  
Director of the U.S. Patent and Trademark Office  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sirs:

This is a request for refund of an erroneous charge which appears on our December 2004

Deposit Account Statement (No. 500822) for the above-identified U.S. Patent Application.

More specifically, there is a \$315.00 charge for extra Claims (Fee Code 2202) = (35 \*

\$9.00 = \$315.00) on 12/6/04, Sequence No. 4.

Adjustment Date: 04/07/2005 SDIRETA1  
12/06/2004 CDESSAU 00000003 500822 09720549  
01 FC:2202 315.00 CR

- 1 -

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Page Two  
Request for Refund  
U.S. Serial No. 09/472,546  
Attorney Docket No. 699.999450  
Sent via facsimile to: (703)308-5077  
March 7, 2005

It is believed that the charge stems from the Amendment and Request for Reconsideration which was mailed to the U.S. Patent and Trademark Office by the undersigned attorney on November 29, 2004.

In view of the fact that there were only 11 claims remaining after the aforementioned Amendment, and the highest number of claims previously paid for was 56, there should be no additional fee; (Claims 1 through 76 had all been either cancelled or withdrawn).

THEREFORE, even though new Claims 77 through 87 were added, they were not in excess of what was previously paid for.

To rectify this erroneous charge, please proceed to credit our Deposit Account No. 500822 in the total amount of \$315.00. If anything further is needed, please advise.

Dated: March 7, 2005

Respectfully submitted,



C. Richard Lohrman  
Registration No. 46,878  
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Telephone: (716) 626-1564  
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CRL/ELS

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**FACSIMILE COVER SHEET**

To: Office of Finance – Refund Branch  
Company: Deposit Accounts - USPTO  
Fax #: 1-703-308-5077  
From: C. Richard Lohrman, Attorney for Applicant  
Date: March 7, 2005  
Pages: 3 (including cover sheet)

**Message:**

Please issue a refund per the request that follows.

Very truly yours,

  
C. Richard Lohrman  
Attorney for Applicant  
Registration No. 46,878

**\*IMPORTANT NOTICE\***

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